

PAY OF IOWA MILITIA.

[To accompany bill H. R. No. 519.]

JULY 4, 1842.

Mr. DEAN, from the Committee on the Territories, submitted the following

REPORT:

The Committee on the Territories, to whom was referred an application for payment for services rendered by the militia of Iowa, in December, 1839, submit the following report :

That the militia were ordered into the service by the Governor of the Territory of Iowa, on a statement made to him by the United States marshal and others, that the civil authorities of Missouri were seeking to extend the jurisdiction of that State over a part of the Territory of Iowa, which Missouri claimed to be within her limits; that she was assembling a large military force in the immediate neighborhood of the disputed ground, for the purpose of taking immediate possession and enforcing her laws; and that he was unable, with any force at his control, successfully to resist the effort. Upon this representation, the Governor of Iowa immediately issued an order for the militia to march to the theatre of controversy; and which order was partially complied with.

The facts in this case constituted, in the opinion of your committee, good reasons for the adoption of those measures by the Governor. The danger to be apprehended from the proximity of a large military force, assembled by orders of the Governor of Missouri, and threatening to take forcible possession of the disputed territory, presented an emergency which rendered it imperative upon the Governor to marshal all the means of defence at his disposal that would be necessary to repel the attack to be apprehended, and to protect the rights and property of the citizens of Iowa. The section of country in dispute had always been under the jurisdiction of the Territory of Iowa; and, until the disputed question should be settled by a competent tribunal, the Governor was bound, by every principle of law and duty, to take care that the rights and property of those citizens, under the actual jurisdiction of the Territory, were secured and protected from the intrusion or exercise of any power not derived from the Territory.

The Governor, in the opinion of the committee, has done all and no more than his duty required, in ordering out the militia, and placing them under the direction of the marshal, for the purpose of enforcing obedience to the civil authority of the Territory. And although there was a greater number of generals and other officers than were necessary to command the men who were brought into the field, yet, as the orders were lawfully given, and by competent authority, it was their duty to obey; and, having

complied with the commands of the Governor, and performed the service, they are entitled to receive their pay as officers and soldiers in the service of the United States. The committee, therefore, report a bill providing for the payment of the militia of Iowa Territory called into service in December, 1839. The sum necessary therefor will be found in the annexed estimates, furnished by the Secretary of War.

Estimate of the amount required to pay militia of Iowa Territory, agreeably to the organization of the United States army, for services performed in the month of December, 1839, viz :

Number of officers and rank and file.					Amount.
1 colonel and regimental staff	-	-	-	-	\$453 40
1 lieutenant colonel	-	-	-	-	77 12
1 major -	-	-	-	-	68 48
39 company officers	-	-	-	-	1,889 84
1,133 rank and file	-	-	-	-	8,382 21
					10,871 05

PAYMASTER GENERAL'S OFFICE,
February 4, 1841.

Abstract of returns of expenditures in the Quartermaster's department, for the militia of Iowa ordered into the service of the United States, by Robert Lucas, Governor of Iowa Territory, during the month of December, 1839.

Date.	Number.	Names of quartermasters.	Articles.	Total amount of money to be accounted for.	Remarks.
November 20, 1840	1	Arthur Washburn -	Teams - -	\$340 59	Bloomington, Muscatine co., I. T.
November 23, 1840	2	Arthur Washburn -	Subsistence - -	229 69	Do do.
November 21, 1840	3	Arthur Washburn -	Sundry supplies -	481 86	Do do.
December 16, 1839	4	{ Cavil McDanal -	Subsistence, &c. -	97 94	Louisa county, I. T.
December 16, 1839	5	{ Cavil McDanal -	Quartermaster's stores	80 57	Do do.
December 16, 1839	5	William D. Grant -	Subsistence, teams, &c.	274 40	Clayton, do.
December 8, 1839	6	H. C. Bennett -	Comis'y and ordnance	736 84	Van Buren, do.
December 8, 1839	7	Henry L. Bateman -	Sundries - -	691 88	Burlington, Desmoines co., I. T
December 8, 1839	8	Sundry agents -	Sundries - -	550 38	Dubuque, I. T.
				3,484 15	

I hereby certify that this return of expenditures embraces all of the accounts placed in my hands, relative to the services of the militia of Iowa, during the period referred to in the resolutions.

D. RUGGLES,
1st Lieutenant 5th Infantry, A. A. Insp. Gen.

FORT CRAWFORD, December 28, 1840.

